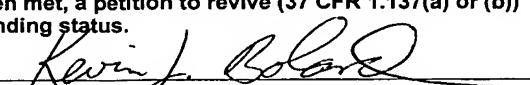


FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 2-2005)		ATTORNEY'S DOCKET NUMBER FA/262
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/540963
INTERNATIONAL APPLICATION NO. PCT/EP03/14945	INTERNATIONAL FILING DATE 29 DECEMBER 2003	PRIORITY DATE CLAIMED 02 JANUARY 2003
TITLE OF INVENTION Waterproof Footwear With Elastic Connecting Band		
APPLICANT(S) FOR DO/EO/US Franz Haimerl		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). 		
Items 13 to 23 below concern document(s) or information included:		
<ol style="list-style-type: none"> 13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A power of attorney and/or change of address letter. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 22. <input type="checkbox"/> Express Mail Label No. 23. <input type="checkbox"/> Other items or information: 		

JC20 Rec'd PCT/PTO 28 JUN 2005

PTO-1390 (Rev. 02-2005)
Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/540963		INTERNATIONAL APPLICATION NO. PCT/EP03/14945		ATTORNEY'S DOCKET NUMBER FA/262	
The following fees are submitted:				CALCULATIONS PTO USE	
24. <input checked="" type="checkbox"/> Basic national fee				\$300	\$300.00
25. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4). All other situations.				\$100 \$200	\$200.00
26. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority International Search Report prepared and provided to the Office All other situations.				\$100 \$400 \$500	\$500.00
TOTAL OF 24, 25 and 26 =				\$1,000.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)		RATE	
- 100 =	0 /50 =	0		x	\$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	100 - 20 =	80	x	\$50.00	\$4,000.00
Independent claims	2 - 3 =	0	x	\$200.00	\$0.00
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> +				\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$5,000.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$0.00	
SUBTOTAL =				\$5,000.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$0.00	
TOTAL NATIONAL FEE =				\$5,000.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				\$0.00	
TOTAL FEES ENCLOSED =				\$5,000.00	
				Amount to be	\$
				Amount to be	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.					
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>07-1729</u> in the amount of <u>\$5,000.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>07-1729</u> . A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO: Kevin J. Boland, 36,090 W. L. Gore & Associates, Inc. 551 Paper Mill Road Newark, DE 19711					
 SIGNATURE Kevin J. Boland NAME 36,090 REGISTRATION NUMBER					

10/540963

JC20 Rec'd PCT/PTO 28 JUN 2005

Attorney Docket No. FA/262

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Franz Haimerl

) Group Art Unit:

Serial No.: (To Be Assigned)

)

Filed: (Simultaneous Herewith)

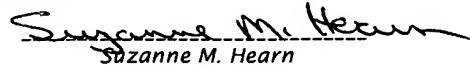
)

For: Waterproof Footwear With Elastic
Connecting Band

)

) I hereby certify that this correspondence is
being deposited with the "Express Mail Post
Office to Addressee" service of the United
States Postal Service in an envelope
addressed to: Commissioner for Patents,
P. O. Box 1450, Alexandria, VA 22313-
1450, on June 28, 2005, with an Express
Mail Label, bearing the number
ED 823606149 US.

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450


Suzanne M. Hearn

June 28, 2005
(date of mailing document)

LETTER OF TRANSMITTAL

Dear Sir:

We enclose the following papers for filing in the U. S. Patent and Trademark Office in connection with the above-identified new Patent Application:

1. Transmittal Letter to the US Designated/Elected Office (2 pages)
2. Certificate of Express Mailing (1 page)
3. Specification and Abstract (English Translation) (57 pages, 100 claims)
4. Preliminary Amendment (67 pages, 100 claims)
5. Replacement specification (47 pages, 100 claims)
6. Informal Drawings (8 sheets, 16 figures)
7. Copy of PCT Application PCT/EP2003/014945.

**THE COMMISSIONER IS HEREBY AUTHORIZED AND IS
REQUESTED TO CHARGE ALL FILING FEES DUE UNDER 37 C.F.R. §1.16
AND ALL OTHER FEES DUE UNDER SECTION 1.17 DURING THE
PENDENCY OF THIS APPLICATION TO OUR DEPOSIT ACCOUNT NO.
07-1729.**

Please accord this application a serial number and a filing date.

Respectfully submitted,


Kevin J. Boland, 36,090
W. L. Gore & Associates, Inc.
551 Paper Mill Road
P.O. Box 9206
Newark, DE 19714-9206
(302) 738-4880

Date: June 28, 2005

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)				Docket No. FA/262
Applicant(s): Franz Haimerl				
Application No. 10/540963	Filing Date	Examiner	Customer No.	Group Art Unit
<p>Invention: Waterproof Footwear With Elastic Connecting Band</p>				
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 5px; min-height: 40px;"> Transmittal Letter to the US Designated/Elected Office (DO/EO/US) Concerning A Submission Under 35 U.S. C. 371 </div> <p style="text-align: center; font-size: small; margin-top: -10px;"><i>(Identify type of correspondence)</i></p>				
<p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p>				
<u>June 28, 2005</u> <small>(Date)</small>				
<u>Suzanne M. Hearn</u> <small>(Typed or Printed Name of Person Mailing Correspondence)</small>				
 <small>(Signature of Person Mailing Correspondence)</small>				
<u>ED 823606149 US</u> <small>("Express Mail" Mailing Label Number)</small>				
<p>Note: Each paper must have its own certificate of mailing.</p>				